

1 **UNITED STATES DISTRICT COURT**
2 **DISTRICT OF NEVADA**

3 Case No.: 3:20-cv-00114-MMD-CSD

4 FRANK M. HERNANDEZ,

5 Plaintiff

6 v.

7 PERRY RUSSELL, et al.,

8 Defendants

Order

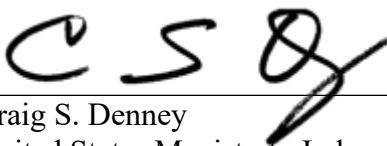
Re: ECF Nos. 100, 101

9 Plaintiff has filed a motion seeking the issuance of a summons for service on defendant
10 Lennon, so Plaintiff can attempt to serve Lennon through a private process server. (ECF No.
11 101.) Plaintiff also objects to the court's order denying his previous request for a summons to
12 serve Lennon. (ECF No. 100.)

13 Plaintiff's motion for a summons (ECF No. 101) is **GRANTED**. The Clerk shall **ISSUE**
14 a summons for Lennon and send it to Plaintiff so that he may attempt service on Lennon;
15 however, Plaintiff is reminded that the deadline to file a proof of service for Lennon is
16 **December 21, 2022**. (See ECF No. 97.) Plaintiff must file a proof of service for Lennon on or
17 before **December 21, 2022**, or Lennon will be dismissed without prejudice under Federal Rule of
18 Civil Procedure 4(m). In light of the court's order, Plaintiff's objection (ECF No. 100) to the
19 court's previous order is **MOOT**.

20 **IT IS SO ORDERED.**

21 Dated: December 2, 2022

22 
23 Craig S. Denney
United States Magistrate Judge